

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

THE NATIONAL ORGANIZATION FOR)	
MARRIAGE, INC.)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 13-1225-JCC-IDD
)	
THE UNITED STATES OF AMERICA,)	
)	
Defendant.)	
_____)	

**Plaintiff National Organization for Marriage's Objections
to Defendant United States of America's Amended Exhibit List**

Pursuant to this Court's April 15, 2014 Order, Dkt. 64, Plaintiff, the National Organization for Marriage ("NOM") hereby submits its objections to Defendant's Amended Exhibit List, Dkt. 65. Added here are objections to Defendant's new exhibits 136 and 137. All other objections are identical to NOM's initial Objections. (Dkt. 62).

USA Exhibit Number	Production Bates Start	Production Bates End	Description	Objection
1	N/A	N/A	Declaration of Records Custodian -- HRC	
2	HRC Documents0001	HRC Documents0019	Emails between K. Nix and M. Meisel	First Amendment Privilege re: names and addresses of Plaintiff's contributors; Statutory Privilege under 26 U.S.C. § 6103 for the same information; Privileged under Fed. R. of Evid. 501 as trade secrets. Relevancy as to specific names of donors and specific

				amounts contributed under Fed. R. Evid. 401-402. Relevancy as to Fed. R. Evid. 403 as the probative value of the names and addresses of donors and amounts that they contributed will lead to undue delay, wasting of time, confusion of the issues, and is substantially outweighed by the unfair prejudice.
3	HRC Documents0009	HRC Documents0111	8/26/2013 NOM Email	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues.
4	MEISEL0015	MEISEL0015	Email from R. Koenig to M. Meisel	
5	GOV-PROD-0000038	GOV-PROD-0000039	Online SEIN Audit Trail	
6	GOV-PROD-0000044	GOV-PROD-0000046	IRS Printer Logs	
7	GOV-PROD-0002704	GOV-PROD-0002769	IRM 3.20.13 dated 1/1/2011	
8	GOV-PROD-0000586	GOV-PROD-0000586	Citrix Audit Log Screen Shot - Supplemental Information.pdf	
9	GOV-PROD-0000587	GOV-PROD-0000587	Online SEIN Audit Trail for ZKNLB	
10	GOV-PROD-0000588	GOV-PROD-0000590	ZKNLB Printer Usage by User	
11	GOV-PROD-0000591	GOV-PROD-0000592	ZKNLB Printer Event Log	
12	GOV-PROD-0000593	GOV-PROD-0000593	ZKNLB All logons	

13	GOV-PROD-0000594	GOV-PROD-0000594	ZKNLB Print Events 1/21/2011	
14	GOV-PROD-0000595	GOV-PROD-0000595	ZKNLB Print Events 1/21/2011 including page count	
15	GOV-PROD-0000636	GOV-PROD-0000637	IRS 3893C letter	
16	GOV-PROD-0000638	GOV-PROD-0000642	IRS 3983C letter macro	
17	GOV-PROD-0000643	GOV-PROD-0000643	IRS Form 4506-A Volumes For 2009-2014	
18	GOV-PROD-0000706	GOV-PROD-0000709	IDRS ENMOD for NOM	
19	GOV-PROD-0000710	GOV-PROD-0000777	IRM 3.20.13 revision 1/1/2010	
20	GOV-PROD-0000778	GOV-PROD-0000867	IRM 3.20.13 revision 1/1/2014	
21	GOV-PROD-0001344	GOV-PROD-0001345	Online SEIN Audit Trail by Tax Year	
22	GOV-PROD-0001571	GOV-PROD-0001576	12/12/2013 Memorandum from J. Archibald Submission Processing Programs Review	Hearsay
23	GOV-PROD-0001593	GOV-PROD-0001593	IRS Form 4506-A (March 2009)	
24	GOV-PROD-0001595	GOV-PROD-0001596	Instructions for IRS Form 4506-A	
25	GOV-PROD-0002121	GOV-PROD-0002121	Peters Training History 1 B&W	
26	GOV-PROD-0002122	GOV-PROD-0002122	Peters Training History 2 B&W	
27	GOV-PROD-0000218	GOV-PROD-0000218	Peters Training History 1	
28	GOV-PROD-0000219	GOV-PROD-0000219	Peters Training History 2	
29	GOV-PROD-0002024	GOV-PROD-0002029	NOM Blog - 12/31/2013	Relevancy, under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially

				outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid. 901; Hearsay.
30	GOV-PROD-0002049	GOV-PROD-0002055	NOM Blog - 11/18/2013	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid. 901.
31	GOV-PROD-0002056	GOV-PROD-0002062	NOM Blog - 10/3/2013	Relevancy, under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid. 901.
32	GOV-PROD-0002063	GOV-PROD-0002064	NOM Blog -12/6/13	Relevancy, under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid.

				901; Hearsay.
33	GOV-PROD-0002065	GOV-PROD-0002068	10/9/2013 NY Post Article - To Break the IRS' Wall of Silence	Relevancy, under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid. 901.
34	GOV-PROD-0002069	GOV-PROD-0002069	Video List	Relevancy, under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid. 901; Hearsay.
35	GOV-PROD-0002080	GOV-PROD-0002080	NOMFacebook 6/5/2013	Relevancy, under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid. 901; Hearsay.
36	GOV-PROD-0002082	GOV-PROD-0002082	NOMFacebook 10/4/2013	Relevancy, under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is

				substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid. 901.
37	GOV-PROD-0002083	GOV-PROD-0002083	NOMFacebook 5/11/2013	Relevancy, under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid. 901.
38	GOV-PROD-0002084	GOV-PROD-0002084	NOMFacebook 6/10/2013	Relevancy, under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid. 901.
39	GOV-PROD-0002086	GOV-PROD-0002086	NOMFacebook MillionDollarMa tch	Relevancy, under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity

				under Fed. R. of Evid. 901; Hearsay.
40	GOV-PROD-0002125	GOV-PROD-0002125	5081 Security Approval 2/9/2009	
41	GOV-PROD-0002130	GOV-PROD-0002131	5081 Security Approval 2/11/2009	
42	GOV-PROD-0002132	GOV-PROD-0002133	5081 Security Approval 2/11/2009 (2nd)	
43	GOV-PROD-0002134	GOV-PROD-0002134	TEAM 6 CJE Training document	
44	GOV-PROD-0002158	GOV-PROD-0002159	8/18/2010 Email Thread from C. Peek re: Form 4506-A	
45	GOV-PROD-0002161	GOV-PROD-0002162	Email from D. Hamilton to W. Peters re: approval via 5081	
46	GOV-PROD-0002163	GOV-PROD-0002163	1/19/2011 email from W. Peters to P. Riley re: media	Hearsay.
47	GOV-PROD-0002164	GOV-PROD-0002165	1/19/2011 email exchange between W. Peters to P. Riley re: media	Hearsay.
48	GOV-PROD-0002166	GOV-PROD-0002166	1/24/2011 email exchange between W. Peters to P. Riley re: media	Hearsay.
49	GOV-PROD-0002167	GOV-PROD-0002167	2/28/2011 email from W. Peters to P. Riley re: media	Hearsay.
50	GOV-PROD-0002168	GOV-PROD-0002168	3/2/2011 email from W. Peters to P. Riley re: media	Hearsay.
51	GOV-PROD-0002169	GOV-PROD-0002170	3/2/2011 email exchange between W. Peters to P. Riley	Hearsay.

			re: media	
52	GOV-PROD-0002171	GOV-PROD-0002171	Computer screenshot	
53	GOV-PROD-0002173	GOV-PROD-0002174	3/4/2011 email exchange between W. Peters to P. Riley re: media	Hearsay.
54	GOV-PROD-0002175	GOV-PROD-0002177	3/4/2011 email exchange between W. Peters to P. Riley re: media	Hearsay.
55	GOV-PROD-0002178	GOV-PROD-0002181	3/4/2011 email exchange between W. Peters to P. Riley re: media	Hearsay.
56	GOV-PROD-0002339	GOV-PROD-0002348	NOM request for investigation	
57	GOV-PROD-0002350	GOV-PROD-0002350	4/18/2012 email from S. Whitaker to D. Hamilton re: access to OL-SEIN	
58	GOV-PROD-0002351	GOV-PROD-0002351	Excel spreadsheet attachment to GOV-PROD-002350	
59	GOV-PROD-0002390	GOV-PROD-0002394	IRS 3983C letter macro	
60	GOV-PROD-0002403	GOV-PROD-0002434	Doc. re: Plain Talk About Ethics	
61	GOV-PROD-0002446	GOV-PROD-0002447	6/17/2013 TEGE Quality Alert	
62	GOV-PROD-0002449	GOV-PROD-0002454	SEIN Background and History	
63	GOV-PROD-0002537	GOV-PROD-0002546	Online 5081 history report	
64	GOV-PROD-0002477	GOV-PROD-0002481	W. Peters Time Entries	
65	GOV-PROD-0002482	GOV-PROD-0002495	IRM 10.5.5 dated 8/26/2013	
66	GOV-PROD-0002499	GOV-PROD-0002508	UNAX	

			PowerPoint	
67	GOV-PROD-0002509	GOV-PROD-0002532	UNAX PowerPoint (Extended)	
68	GOV-PROD-0002091	GOV-PROD-0002091	W. Peters Performance Award 8/2009	
69	GOV-PROD-0002092	GOV-PROD-0002092	W. Peters Performance Award 8/2010	
70	GOV-PROD-0002093	GOV-PROD-0002093	W. Peters Performance Award 8/2010 (2nd)	
71	GOV-PROD-0002094	GOV-PROD-0002094	W. Peters Performance Award 8/2010 (3rd)	
72	GOV-PROD-0002095	GOV-PROD-0002095	W. Peters Performance Award 3/2010	
73	GOV-PROD-0002533	GOV-PROD-0002536	1/26/2011 email thread from P. Riley to W. Peters re: media - request for nonprofit database waiver of fees	
74	GOV-PROD-0002579	GOV-PROD-0002595	NOM Form 990 for 2007	
75	GOV-PROD-0002596	GOV-PROD-0002632	NOM Amended Form 990 for 2008	First Amendment Privilege re: names and addresses of Plaintiff's contributors; Statutory Privilege under 26 U.S.C. § 6103 for the same information; Privileged under Fed. R. of Evid. 501 as trade secrets. Relevancy as to specific names of donors and specific amounts contributed under Fed. R. Evid. 401-402. Relevancy as to Fed. R. Evid. 403 as the probative value of

				the names and addresses of donors and amounts that they contributed will lead to undue delay, wasting of time, confusion of the issues, and is substantially outweighed by the unfair prejudice.
76	GOV-PROD-0002633	GOV-PROD-0002664	NOM Original Form 990 for 2008	First Amendment Privilege re: names and addresses of Plaintiff's contributors; Statutory Privilege under 26 U.S.C. § 6103 for the same information; Privileged under Fed. R. of Evid. 501 as trade secrets. Relevancy as to specific names of donors and specific amounts contributed under Fed. R. Evid. 401-402. Relevancy as to Fed. R. Evid. 403 as the probative value of the names and addresses of donors and amounts that they contributed will lead to undue delay, wasting of time, confusion of the issues, and is substantially outweighed by the unfair prejudice.
77	GOV-PROD-0002665	GOV-PROD-0002703	NOM Form 990 for 2009	First Amendment Privilege re: names and addresses of Plaintiff's contributors; Statutory Privilege under 26 U.S.C. § 6103 for the same information; Privileged under Fed. R. of Evid. 501 as trade secrets. Relevancy as to specific names of donors and specific

				amounts contributed under Fed. R. Evid. 401-402. Relevancy as to Fed. R. Evid. 403 as the probative value of the names and addresses of donors and amounts that they contributed will lead to undue delay, wasting of time, confusion of the issues, and is substantially outweighed by the unfair prejudice.
78	GOV-PROD-0002547	GOV-PROD-0002547	ZKNLB Printer Log Spreadsheet, various dates from 1/21/2011 to 11/28/2011	
79	GOV-PROD-0002548	GOV-PROD-0002550	ZKNLB Printer Logs, various dates from 1/21/2011 to 11/28/2011	
80	NOM-01314	NOM-01314	5/15/2012 letter from California FPPC to B. Brown	
81	NOM-01316	NOM-01322	Various letters relating to FPPC's investigation	
82	NOM-01370	NOM-01375	6/28/2012 FPPC letter to Z. Kester and various responses	
83	NOM-01428	NOM-01432	10/11/2013 NOM email to ActRight	Relevancy, under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity

				under Fed. R. of Evid. 901; Hearsay.
84	NOM-01433	NOM-01437	10/4/2013 NOM email to ActRight	Relevancy, under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid. 901; Hearsay.
85	NOM-01443	NOM-01445	5/15/2013 NOM email to ActRight	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid. 901; Hearsay.
86	NOM-01454	NOM-01456	5/21/2013 NOM email to ActRight	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid. 901; Hearsay.
87	NOM-01475	NOM-01477	6/19/2013 NOM email to ActRight	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is

				substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid. 901; Hearsay.
88	NOM-01483	NOM-01486	6/5/2013 NOM email to ActRight	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid. 901; Hearsay.
89	NOM-01516	NOM-01518	8/27/2013 NOM email to ActRight	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity under Fed. R. of Evid. 901; Hearsay.
90	NOM-01524	NOM-01526	9/30/2013 NOM email to ActRight	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Authenticity

				under Fed. R. of Evid. 901; Hearsay.
91	NOM-01633	NOM-01649	Eastman Invoices	
92	NOM-01654	NOM-01790	ActRight Invoices (Redacted)	
93	NOM-01791	NOM-01798	ActRight Expenses	
94	NOM-01815	NOM-01822	6/4/2013 J. Eastman Testimony	
95	NOM-01853	NOM-01934	5/17/2013 email from E. Ray to NOM re: IRS hits to date	First Amendment privilege; Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues; Hearsay.
96	NOM-02070	NOM-02070	7/24/2012 email thread from B. Duggan	First Amendment privilege; Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues; Hearsay.
97	NOM-02104	NOM-02105	7/29/2013 email from E. Ray re: media strategy	First Amendment privilege; Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the

				prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Privileged as Trade Secret under Fed. R. Evid. 501; Hearsay.
98	NOM-02110	NOM-02110	11/1/2013 email from E. Ray re: Susan Crabtree	First Amendment privilege; Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues; Hearsay.
99	NOM-02317	NOM-02317	7/27/2012 email from B. Duggan to B. Dunn (SFC)	First Amendment privilege; Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues; Hearsay.
100	NOM-02546	NOM-02547	12/19/2013 email from B. Duggan to House staffers re: USA's Answer	First Amendment privilege; Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues; Hearsay.

101	NOM-02558	NOM-02565	10/4/2013 email exchange between G. Norquist and B. Brown re: lawsuit	First Amendment privilege; Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues; Hearsay.
102	NOM-02590	NOM-02597	4/6/2012 email thread re: NOM demands federal investigation	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues; Hearsay.
103	NOM-02673	NOM-02675	6/11/2013 email from B. Brown to supporters	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues; Hearsay.
104	NOM-02722	NOM-02722	8/24/2013 email from B. Monge to B. Duggan and Fr. Anthony	First Amendment privilege; Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay,

				wasting of time, and confusion of the issues; Hearsay.
105	NOM-02726	NOM-02729	9/27/2013 email re: Oversight Committee to Investigate NOM Donor List Leak	First Amendment privilege; Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues; Hearsay.
106	NOM-02774	NOM-02780	4/12/2012 email from B. Brown to NOMNews	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues; Hearsay.
107	NOM-02781	NOM-02799	Emails from NOM re: disclosure	First Amendment privilege; Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues; Hearsay.
108	NOM-03670	NOM-03676	8/16/2013 email from B. Duggan re: timing of lawsuit	First Amendment privilege; Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the

				evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Privileged as trade secret under Fed. R. Evid. 501. Hearsay.
109	NOM-03683	NOM-03684	9/29/2013 emails between E. Ray and B. Duggan	First Amendment privilege; Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues. Privileged as trade secret under Fed. R. Evid. 501; Hearsay.
110	NOM-03685	NOM-03688	10/2/2013 emails from F. Schubert re: Draft NOM v. IRS Press Release	First Amendment privilege; Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues; Hearsay.
111	NOM-03692	NOM-03692	9/2013 email exchange re: IRS on Monday?	First Amendment privilege; Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the

				prejudice and will lead to undue delay, wasting of time, and confusion of the issues; Hearsay.
112	NOM-03700	NOM-03703	ActRight FPPC Invoices	
113	GOV-PROD-0002770	GOV-PROD-0002771	Online 5081 Annual Recertification	
114	GOV-PROD-0002772	GOV-PROD-0002777	On-Line SEIN User Guide	
115	GOV-PROD-0002778	GOV-PROD-0002814	NOM Amended Form 990 for 2010	First Amendment Privilege re: names and addresses of Plaintiff's contributors; Statutory Privilege under 26 U.S.C. § 6103 for the same information; Privileged under Fed. R. of Evid. 501 as trade secrets. Relevancy as to specific names of donors and specific amounts contributed under Fed. R. Evid. 401-402. Relevancy as to Fed. R. Evid. 403 as the probative value of the names and addresses of donors and amounts that they contributed will lead to undue delay, wasting of time, confusion of the issues, and is substantially outweighed by the unfair prejudice.
116	GOV-PROD-0002815	GOV-PROD-0002848	NOM Original Form 990 for 2010	First Amendment Privilege re: names and addresses of Plaintiff's contributors; Statutory Privilege under 26 U.S.C. § 6103 for the same information; Privileged under Fed. R. of Evid. 501 as trade secrets. Relevancy as

				to specific names of donors and specific amounts contributed under Fed. R. Evid. 401-402. Relevancy as to Fed. R. Evid. 403 as the probative value of the names and addresses of donors and amounts that they contributed will lead to undue delay, wasting of time, confusion of the issues, and is substantially outweighed by the unfair prejudice.
117	GOV-PROD-0002849	GOV-PROD-0002884	NOM Form 990 for 2011	First Amendment Privilege re: names and addresses of Plaintiff's contributors; Statutory Privilege under 26 U.S.C. § 6103 for the same information; Privileged under Fed. R. of Evid. 501 as trade secrets. Relevancy as to specific names of donors and specific amounts contributed under Fed. R. Evid. 401-402. Relevancy as to Fed. R. Evid. 403 as the probative value of the names and addresses of donors and amounts that they contributed will lead to undue delay, wasting of time, confusion of the issues, and is substantially outweighed by the unfair prejudice.
118	GOV-PROD-0002885	GOV-PROD-0002922	NOM Form 990 for 2012	First Amendment Privilege re: names and addresses of Plaintiff's contributors; Statutory Privilege under 26

				U.S.C. § 6103 for the same information; Privileged under Fed. R. of Evid. 501 as trade secrets. Relevancy as to specific names of donors and specific amounts contributed under Fed. R. Evid. 401-402. Relevancy as to Fed. R. Evid. 403 as the probative value of the names and addresses of donors and amounts that they contributed will lead to undue delay, wasting of time, confusion of the issues, and is substantially outweighed by the unfair prejudice.
119	Karger000001	Karger000001	Document enclosure cover letter	
120	Karger000004	Karger000005	Karger Form 4506-As	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues.
121	Karger000089	Karger000089	Form 4506-A email	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues.
122	Karger000017	Karger000037	Karger 3983C letters	Relevancy under Fed. R. of Evid. 401-402

				and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues.
123	Karger000071	Karger000087	Karger 2007 NOM Form 990	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues.
124	Karger000327	Karger000356	Karger 2008 NOM Form 990	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues.
125	Karger000038	Karger000070	NOM 501(c)(4) Application	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues.
126	Karger000167	Karger000205	Karger FPPC Complaint (incl. Supp.)	First Amendment Privilege re: names and addresses of Plaintiff's contributors; Statutory Privilege under 26 U.S.C. § 6103 for the same information;

				Privileged under Fed. R. of Evid. 501 as trade secrets. Relevancy as to specific names of donors and specific amounts contributed under Fed. R. Evid. 401-402. Relevancy as to Fed. R. Evid. 403 as the probative value of the names and addresses of donors and amounts that they contributed will lead to undue delay, wasting of time, confusion of the issues, and is substantially outweighed by the unfair prejudice. Hearsay.
127	Karger000124	Karger000124	FPPC May 28, 2012 Letter to Karger	
128	Karger000123	Karger000123	FPPC Dec. 18, 2013 Letter to Karger	
129	Karger000326	Karger000326	Supplemental document enclosure letter	
130	N/A	N/A	Plaintiff's Oct. 3, 2013 Verified Complaint and all exhibits	
131	N/A	N/A	Plaintiff's January 21, 2014 Discovery Responses to USA First Set of Discovery	
132	N/A	N/A	Plaintiff's Feb. 12, 2014 Supplemental Discovery Responses to USA First Set of Discovery	
133	N/A	N/A	Plaintiff's Mar. 11, 2014	

			Discovery Responses to USA Second Set of Discovery	
134	N/A	N/A	Plaintiff's 26(a)(1) Disclosures dated 12/20/2013	
135	N/A	N/A	Plaintiff's 26(a)(1) Supplemental Disclosures 2/21/2014	
136	N/A	N/A	Plaintiff's Supplemental Response to Defendant's Second Set of Requests for Admission and Interrogatories to Plaintiff, dated 4/1/2014.	
137	NOM-04039	NOM-04064	Plaintiff's direct mail fundraising documents produced along with USA Exhibit 136	Relevancy under Fed. R. of Evid. 401-402 and Fed. R. of Evid. 403 as the probative value of the evidence is substantially outweighed by the prejudice and will lead to undue delay, wasting of time, and confusion of the issues; Hearsay.

NOM reserves the right to amend the objections above based on the Court's Orders regarding pretrial motions.

Respectfully submitted this 24th day of April, 2014.

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Certificate of Service

I hereby certify that on April 24, 2014, I served the foregoing Plaintiff's Objections to Defendant's Amended Exhibit List on all registered users via CM/ECF including the following:

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